IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

Crl.Rev.Pet.No. 2616 of 2007()

CRA.459/1999 of ADDL. SESSIONS COURT (ADHOC), TRIVANDRUM
ST.591/1997 of CHIEF JUDICIAL MAGISTRATE COURT, TRIVANDRUM

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REVN. PETITIONER:

R.PURUSHOTHAMAN, HOSE NO. 420, PADMA NAGAR, THIRUVANANTHAPURAM

BY ADV. SRI.RAM MOHAN.G.

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY ITS PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM

2. M/S. DAWN ESTATES EDIFICES PVT.LTD., 15/32. ROSHNI, VELLAYAMBALAM
PUBLIC PROSECUTOR SRI. K.S. SIVAKUMAR

BY ADV. SRI. R.JAGADISH KUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 6-7-2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO.2616 of 2007

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Dated, this the 6th day of July 2007

ORDER

The accused in ST. No.591 of 1997 on th**e file** of the Chief Judl. Magistrate, Thiruvananthapuram for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 7491 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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